

April 23, 2008

Office of General Counsel
Appeal of Enforcement Order, TDEC-OGC
401 Church Street, 20th Floor L&C Tower
Nashville, TN 37243-1534

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DEPT OF ENVIRONMENT AND CONSERVATION
OFFICE OF GENERAL COUNSEL

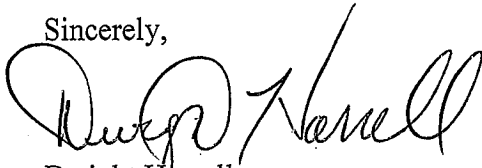
To Whom It May Concern:

As per Tennessee Code Annotated sec. 69-3-109 and 115, please accept this letter as an appeal to the Order and Assessment issued on the property located on Allen Drive in Kingsport, TN. The property in question appears today as it did when purchased. We have not started any work on the site.

In a conversation with Pat Cromer earlier this morning, I was informed that customarily a Notice of Violation is issued prior to the Order and Assessment; we received no such notice or any type of correspondence notifying us of a violation. We are currently in the process of receiving bids for the site work on the property. Once the work is actually started, we will gladly abide by all conditions for compliance.

Please feel free to contact me with any further questions or if I may be able to provide additional information.

Sincerely,



Dwight Harrell
Project Manager
D. P. Builders
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423.335.9782 cell